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Dkt. 48940-A-PCT-US/JPW/AJM/AG

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Loike et al.

Serial No.: 09/177,843

Examiner: C. H. Yaen

Filed : October 22, 1998

Group Art Unit: 1642

For : METHOD FOR TREATING A MALIGNANT TUMOR BY  
PROMOTING INGRESS OF LEUKOCYTES INTO TUMOR FOCI

1185 Avenue of the Americas  
New York, NY 10036  
April 1, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: AF

Sir:

**NOTICE OF APPEAL FROM THE EXAMINER'S DECISION  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of the Examiner mailed October 3, 2003 finally rejecting pending claims 27-39 and 41 in connection with the above-identified application. The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(b) is ONE HUNDRED AND SIXTY FIVE DOLLARS (\$165.00) for a small entity and a check for this amount is enclosed. Applicants are concurrently filing a request for a three-month extension of time, making this application pending today.

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No fee, other than the enclosed \$165.00 for filing a Notice of Appeal, is deemed necessary. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.


Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Commissioner for Patents,  
P.O. Box 1450  
Alexandria, VA 22313-1450

Alan J. Morrison  
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Date

4/1/04

  
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